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8
9 **IN THE UNITED STATES DISTRICT COURT**
10 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**
11 **SAN FRANCISCO DIVISION**

12 IN RE: CATHODE RAY TUBE (CRT)
ANTITRUST LITIGATION

Case No. CV-07-5944 SC

13 **This Document Relates to:**

14 *Orion Home Systems, LLC v. Chunghwa*
15 *Picture Tubes, Ltd., et al.,*
16 **Case No. CV-08-0178 SC**

**REQUEST FOR INTERNATIONAL
JUDICIAL ASSISTANCE**

Courtroom: 1, 17th Floor
Judge: The Honorable Samuel Conti

1 The United States District Court for the Northern District of California presents its
2 compliments to the Appropriate Judicial Authority of Malaysia, and requests international
3 assistance to effect Service of Process to be used in a civil proceeding before this Court in the
4 action titled *Orion Home Systems, LLC v. Chunghwa Picture Tubes, Ltd., et al.*, Case No. CV-08-
5 0178 SC.

6 **I. REQUEST**

7 This Court requests the assistance described herein as necessary in the interests of justice.
8 The assistance requested is that the Appropriate Judicial Authority of Malaysia effect Service of
9 Process of the: Summons in a Civil Case; Class Action Complaint; Order Setting Case
10 Management Conference/ Order Re Timely Filing of Pleadings, Briefs, Motions, Etc./ Standing
11 Order for All Judges of the Northern District of California; Consent to Proceed Before a United
12 States Magistrate Judge; and ECF Registration Information Handout on the below named
13 business entity, a named defendant in this action:

14 Chunghwa Picture Tubes (Malaysia) Sdn. Bhd.
15 Lot 1, Subang Hi-Tech Industrial Park
16 Batu Tiga, 4000 Shah Alam
17 Selangor Darul Ehsan
18 Malaysia

19 The Appropriate Judicial Authority of Malaysia is requested to serve the documents listed
20 above by personal service into the hands of a director, managing agent or other person authorized
21 to accept service, or in a manner of service consistent with the law of Malaysia.

22 **II. FACTS OF THIS CASE**

23 Plaintiff filed a class action complaint against several manufacturers of televisions,
24 computer monitors, and other electronic devices, including defendant Chunghwa Picture Tubes
25 (Malaysia) Sdn. Bhd., Ltd., for conspiring to fix the price of cathode ray tube products (“CRTs”)
26 in violation of United States antitrust laws. Plaintiff purchased CRTs in the United States
27 directly from defendants. Plaintiff alleges that beginning at least as early as January 1, 1995, the
28 exact date being unknown to plaintiff, named defendants conspired, combined and contracted to
fix, raise, maintain, and stabilize the prices at which CRTs were sold in the United States.

1 Defendants, by and through their officers, directors, employees, agents, or other representatives,
2 entered in a continuing contract, combination or conspiracy to unreasonably restrain trade and
3 commerce in violation of Section 1 of the Sherman Antitrust Act, 15 U.S.C. §1. As a result,
4 Plaintiff was forced to pay more for CRTs than they would have paid in a competitive CRT
5 market. For its injuries, Plaintiff is requesting treble damages and an injunction enjoining
6 defendants' anti-competitive activity under sections 4 and 16 of the Clayton Act, 15 U.S.C. §§ 15
7 and 26.

8 **III. RECIPROCITY**

9 The United States District Court for the Northern District of California is willing to
10 provide similar assistance to the judicial authorities of Malaysia.

11 **IV. REIMBURSEMENT FOR COSTS**

12 Counsel for plaintiff is willing to ensure reimbursement to the judicial authorities of
13 Malaysia for costs incurred in executing this letter rogatory. If the cost of executing this Court's
14 letter rogatory exceeds \$500.00, the judicial authorities of Malaysia are requested to contact the
15 following counsel for plaintiff:

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20 **V. TIME TO RESPOND**

21 In acknowledgment of the additional time which is needed to prepare and file a
22 responsive pleading to the attached documents, the time period is extended to 45 days after
23 service.

24 Dated: 2/13, 2008.

25 [COURT SEAL]



26 The Honorable Samuel Conti
27 United States District Court
28 Northern District of California
450 Golden Gate Ave.
San Francisco, CA 94102
United States of America

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